See Attachment 7/30/0

IN THE UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

ROHAN R. PERSAUD,

Petitioner

CIVIL NO. 1:CV-01-1255

V.

(Judge Rambo)

JOHN ASHCROFT, et al.

Respondents

ORDER

AND NOW, THIS 37 DAY OF JULY, 2001, upon consideration of petitioner's motion for "request of alien's file by subpoena duces tecum of discovery," IT IS HEREBY ORDERED THAT the motion (Doc. 4) is denied as premature pursuant to Federal Rule of Civil Procedure Rule 26. Petitioner states the discovery is necessary so he can adequately reply to respondents' response to order to show cause. However, respondents have yet to file a response, therefore, discovery may not be relevant.

YVETTE KANE

United States District Judge on behalf of Judge Rambo

DATE:

July 27, 2001

FILED HARRISBURG, PA

XVL 2 7 2001

MARY P. D'ANDIARA CLERK

Deputy Glerk

UNITED STATES DISTRICT COURT FOR THE MIDDLE DISTRICT OF PENNSYLVANIA

* * MAILING CERTIFICATE OF CLERK * *

July 27, 2001

Re: 1:01-cv-01255 Persaud v. Ashcroft

True and correct copies of the attached were mailed by the clerk to the following:

Rohan R. Persaud CTY-LACK A38-746-586 Lackawanna County Prison 1371 N. Washington Ave. Scranton, PA 18509

Martin Carlson United States Attorney 228 Walnut Street Second Floor Harrisburg, PA 17108

cc:	/ / / / / / / / / / / / / / / / / / /
Judge (() Pro Se Law Clerk
Magistrate Judge () () INS
U.S. Marshal () () Jury Clerk
Probation ()
U.S. Attorney ()
Atty. for Deft. (The second of th
Defendant (
Warden ()
Bureau of Prisons ()
Ct Reporter ()
Ctroom Deputy (
Orig-Security ()
Federal Public Defender (
Summons Issued () with N/C attached to complt. and served by:
	U.S. Marshal () Pltf's Attorney ()
Standard Order 93-5 ()
Order to Show Cause () with Petition attached & mailed certified mail
	to: US Atty Gen () PA Atty Gen ()
Pankruntar Court	DA of County () Respondents ()
Bankruptcy Court (Other (<i>)</i>
Ocher	
	MARY E. D'ANDREA, Clerk

Marlo